

OCT 13 2009

Application No. 10/810,471
Reply to Office Action of June 10, 2009

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Number: 10/810,471
Confirmation Number: 9761
Applicant: Chellappa Balan
Filed: 03/29/2004
Group Art Unit: 3741
Examiner: Nguyen, Andrew H
Docket Number: 132749-1

For: SYSTEM AND METHOD FOR CO-PRODUCTION OF HYDROGEN AND ELECTRICAL ENERGY

**NOTICE OF APPEAL UNDER 37 C.F.R. § 41.31 FROM THE DECISION OF THE EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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37 C.F.R. 1.8

I hereby certify that this correspondence is being transmitted by facsimile to the United States Patent and Trademark Office in accordance with 37 C.F.R. § 1.6(d), or is being transmitted via the Office electronic filing system in accordance with 37 C.F.R. § 1.6(a)(4), or is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below:

October 12th, 2009

/Patrick K. Patnode/
Patrick K. Patnode

Appellants hereby appeal to the Board of Patent Appeals and Interferences from the final decision mailed on June 10th 2009 finally rejecting claims 1 - 7, and 9 - 22 of the above-referenced application.

The Commissioner is authorized to charge the requisite fee of \$540.00 for this Notice of Appeal, and any other fees, which may be required to the Assignee's Deposit Account No. 07-0868.

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Appellant petitions to extend the time for response to the Office Action mailed June 15th, 2009 by 1 month. Please charge the 1-month extension of time fee of \$120.00 and any other fees required for the subject application to the Assignee's Deposit Account No. 07-0868.

Respectfully submitted,

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